

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

IVAN F. GOODLOW,

Plaintiff,

vs.

HENDERSON, et al.,

Defendants.

**1:22-cv-00082-GSA-PC**

**ORDER ADDRESSING MOTION FOR  
LEAVE TO AMEND AND  
INFORMING PLAINTIFF HE HAS  
LEAVE TO AMEND THE  
COMPLAINT ONCE AS A MATTER  
OF COURSE  
(ECF No. 7.)**

**DEADLINE TO FILE AMENDED  
COMPLAINT: NOVEMBER 18, 2022**

**I. BACKGROUND**

Ivan F. Goodlow (“Plaintiff”) is a state prisoner proceeding *pro se* and *in forma pauperis* with this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff filed the Complaint commencing this action on January 20, 2022. (Doc. 1.)

On July 20, 2022, Plaintiff filed a motion to amend the Complaint. (ECF No. 7.)

**II. LEAVE TO AMEND – RULE 15(a)**

Under Rule 15(a) of the Federal Rules of Civil Procedure, a party may amend the party’s pleading once as a matter of course at any time before a responsive pleading is served. Otherwise, a party may amend only by leave of the court or by written consent of the adverse party, and leave shall be freely given when justice so requires. Fed. R. Civ. P. 15(a). Because Plaintiff has

1 not amended the Complaint, and no responsive pleading has been served in this action, Plaintiff  
2 has leave to file an amended complaint as a matter of course.

3 **III. CONCLUSION**

4 Accordingly, it is HEREBY ORDERED that:

5 1. Plaintiff is informed that he has leave to amend the complaint once as a matter of  
6 course; and

7 2. If Plaintiff fails to file an amended complaint **by November 18, 2022**, the court  
8 shall proceed with Plaintiff's original complaint filed on January 20, 2022.

9  
10 IT IS SO ORDERED.

11 Dated: October 14, 2022

12 /s/ Gary S. Austin  
13 UNITED STATES MAGISTRATE JUDGE